

Paul Hastings

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April 18, 2003

VIA HAND-DELIVERY

Examiner Paul J. Killos
UNITED STATES PATENT & TRADEMARK OFFICE
Group Art Unit 1625
Crystal Mall One
1911 South Clark Street
Arlington, VA 22202

Re: U. S. Patent Application Ser. No. 08/141,496
**COMPOUNDS HAVING SELECTIVE ACTIVITY FOR
RETINOID X RECEPTORS, AND MEANS FOR MODULATION
OF PROCESSES MEDIATED BY RETINOID X RECEPTORS**
Filed October 22, 1993
Inventor: Marcus F. Boehm, *et al.*
Our Docket No. 45026.00065.CIP6 (formerly 203268)

Dear Examiner Killos:

Per our telephone conversation of today, enclosed please find two (2) copies of the following:

- August 10, 1999 - Amendment and Remarks (canceling claims 4-32 and 62-63);
- August 10, 1999 - Communication Pursuant to 37 C.F.R. § 1.607 Request to Declare Interference with U.S. Patent Nos. 5,466,861 and 5,837,725 and Notice of Proposed Counts (requesting the declaration of an interference);

Since the *Notice of Allowability* is responsive to our *Communication* dated August 12, 1997, I also included two copies of the following documents which were filed with the U.S. Patent & Trademark Office (USPTO) after August 12, 1997 in order to confirm that the USPTO has a complete copy of Applicants' file history:

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Examiner Paul J. Killos
Group Art Unit 1625
April 18, 2003
Page 2

- August 19, 1998 – Request for Information as to Status of an Application;
- March 9, 2000 – Notice of Recordation of Assignment Document;
- February 6, 2001 – Change of Correspondence Address and Attorney Docket Number;
- February 6, 2001 – Revocation and Grant of Power of Attorney;
- November 28, 2001 – Status Inquiry; and
- November 1, 2002 – Revocation and Grant of Power of Attorney.

We look forward to moving this process forward and discussing the interference during our telephone interview, scheduled for Friday, May 2, 2003 at 2:30 p.m. ET.

If you have any questions, or require additional information, please do not hesitate to contact my office. In the meantime, thank you for your attention to this matter.

Sincerely,



Richard H. Pagliery – Reg. No. 44,276
for PAUL, HASTINGS, JANOFSKY & WALKER LLP

RHP:JMT:kag
Enclosures

cc: Charles S. Berkman, Esq.
Jessica R. Wolff, Esq.
Kelly A. Glass, Patent Coordinator

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial Nos.: 10/238,363; 10/229,649;
09/866,025; 09/850,879;
09/745,681; 09/662,211;
09/649,466; 09/547,568;
09/496,514; 09/448,992;
09/388,888; 09/309,370;
09/277,405; 09/179,674;
09/139,040; 09/115,615;
09/005,296; 08/979,725;
08/799,396; 08/731,069;
08/710,309; 08/618,100;
08/485,386; 08/484,487;
08/480,127; 08/479,920;
08/472,784; 08/377,423;
08/141,496; 08/141,492;
08/141,246

Filed/Issued: See Appendix A

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed are the following documents:

- Revocation and Grant of Power of Attorney;
- Appendix A; and
- Return Postcard.

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

November 1, 2002
Date of Deposit

Megan Massey
Name of Person Mailing Paper

Megan Massey
Signature of Person Mailing Paper

Respectfully submitted,

BROBECK, PHLEGER & HARRISON, LLP

Dated: November 1, 2002

By: Richard H. Pagliery
Richard H. Pagliery
Reg. No. 44,276

RHP/mam

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203/268
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: BOEHM et al.

Application No.: 08 / 141,496 Group No.: 1621

Filed: October 22, 1993 Examiner: Killos, Paul

For: COMPOUNDS HAVING SELECTIVE ACTIVITY FOR RETINOID X RECEPTORS
AND MEANS FOR MODULATION OF PROCESSES MEDIATED BY RETINOID X RECEPTORS

Assistant Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR INFORMATION AS TO STATUS OF AN APPLICATION

NOTE: This request is included in the file wrapper as part of the official record of the application. The applicant is not consulted. M.P.E.P., 6th ed., § 102.

NOTE: "Status Information may be supplied if the application is identified in any published patent document (world wide)." M.P.E.P., 6th ed., rev. 1, § 103.

1. Information is requested as to the status of the above-identified application number 08/141,496, filed on October 22, 1993

2. The above-identified application has been referred to by number and date in the following reference document:

- ☐ U.S. Patent _____, Issued _____
- ☐ Patent publication No. _____, of _____ Country
- ☐ Patent No. _____, of _____ Country

☐ A copy of the above-identified referencing document is enclosed.

NOTE: "Requests for information not accompanied with a copy of the source document may require the Office to obtain a copy of the source document for verification before status information can be supplied. This may result in some delay before the desired status information can be forwarded the requester. M.P.E.P., 6th ed., § 102.

3. Information

Application _____, filed on _____ is:

- ☐ abandoned.
- ☐ pending.
- ☐ issued as a patent:

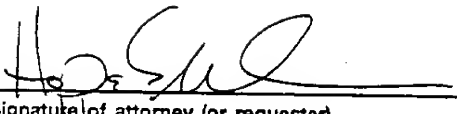
Patent No.: _____

Issue Date: _____

Classification: _____

Date: August 19, 1998

Reg. No.: 34,874



Signature of attorney (or requester)

Hope E. Melville
(type or print name of attorney (or requester))
LYON & LYON
633 West Fifth Street, 47th Floor
P.O. Address
Los Angeles, CA 90071
(213) 489-1600

Attorneys of Record for Applicants

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Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date stamp and returning this card to our office.

Applicant: BOEHM et al.
Serial No.: 08/141,496
For: COMPOUNDS HAVING SELECTIVE ACTIVITY FOR
RETINOID X RECEPTORS AND MEANS FOR MODULATION
OF PROCESSES MEDIATED BY RETINOID X RECEPTORS
Filed: October 22, 1993

Title of Document: REQUEST FOR INFORMATION AS
TO STATUS OF AN APPLICATION

Attorney(s): Hope E. Melville
Docket No.: 203/268
Date of Deposit: August 19, 1998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Marcus F. Boehm, et al.

Serial No.: 08/141,496

Filed: October 22, 1993

For: COMPOUNDS HAVING
SELECTIVE ACTIVITY FOR RETINOID
X RECEPTORS; AND MEANS FOR
MODULATION OF PROCESSES
MEDIATED BY RETINOID X
RECEPTORS

Group Art Unit: 1621

Examiner: P. Killos

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STATUS INQUIRY

Commissioner of Patents
Washington, D.C. 20231

Sir:

Inquiry is respectfully made as to the status of the above-captioned application.

Applicants have received no communication from the Patent and Trademark Office ("PTO") since Applicants filed a Revocation and Grant of Power of Attorney on February 6, 2001 and an Amendment and Remarks on August 10, 1999.

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

11/27/01
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J. GIBBS
Name of Person Mailing Paper

Signature of Person Mailing Paper

No fee is believed due in connection with this communication. If any fee is required, please charge our Deposit Account No. 50-1273 for the appropriate amount.

Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

Dated: November 27, 2001

By: Richard H. Pagliery
Richard H. Pagliery
Reg. No. 44,276

RHP:jxb

BROBECK, PHLEGER & HARRISON LLP

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015110.0065 CIP6

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STATUS INQUIRY

Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date stamp and returning this card to our office.

Applicant(s): Marcus F. Boehm, et al. Client: Ligand Pharmaceuticals, Inc.
Serial No.: 08/141,496 Filed: October 22, 1993
Attorney: Richard H. Pagliery

COMPOUNDS HAVING SELECTIVE ACTIVITY FOR RETINOID X RECEPTORS, AND MEANS
FOR MODULATION OF PROCESSES MEDIATED BY RETINOID X RECEPTORS

Docket No.: 015110.0065.CIP6
Date of Deposit: 11/28/01
Enclosure(s): Status Inquiry (2pgs).

